



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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Executive Director

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Division Director

September 4, 2002

Stephen H. Young
Advanced Products and Minerals
1361 East 2620 North
Provo, Utah 84604

Re: Acceptance of Notice of Intention to Commence Small Mining Operations, Advanced Products & Minerals, Black Mountain Project, S/027/099, Millard County, Utah

Dear Mr. Young:

Thank you for your Notice of Intention to Commence Small Mining Operations and initial \$150.00 permit application fee, received by the Division on August 9, 2002. The proposed Black Mountain Project is located in the S1/2 of the NE1/4 of Section 32, T19S R6W, SLBM, Millard County, Utah. Under a Memorandum of Agreement, we were required to forward a copy of your Notice to the Utah State History Preservation Officer (SHPO) to see if there are any archaeological concerns in the area of your proposed operation. We received notification from SHPO that there has not been a cultural survey of the area performed. Your application is considered to be complete and no additional information is required by the Division at this time. **You may commence with your mining operations as outlined, provided you have satisfied and received written acceptance from the School and Institutional Trust Lands Administration (SITLA), as this project is located on State lands. Please be advised that if you encounter any archaeological or historic properties, you are to immediately cease mining and notify SITLA and SHPO of the find.**

In accordance with rule R647-3-105 regarding the project location, the areas to be disturbed should be plotted on a map in sufficient detail so that they can be located on the ground. **It is also required that the operator mark the proposed (5 acre or less) disturbed area boundary (including access/haul roads) in the field with metal T-Posts (or with some other marker of equal effectiveness). Markers must be appropriately spaced so that the next marker in either direction is clearly visible with the naked eye.**

The Utah Mined Land Reclamation Act of 1975 [40-8-7(I)] provides the authority for fee implementation which was approved by the Utah Legislature at its 1998 session. Commencing July 1, 2002, and annually thereafter, the fees for new and existing small mining notices of intention were increased to \$150.00.

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2002, and annually thereafter, the fees were increased to \$150.00 for small mining notices. Your fee was received along with the notice, but is due by the last Friday of July annually.

For your reference, I have enclosed copies of our summarized rules regarding "Operation and Reclamation Practices," and the statutory penalty for failure to reclaim a minesite (SMO-1). Please give special consideration to item #10 of the "Operation and Reclamation Practices. Stockpiling topsoil material prior to beginning your mining operation will help ensure successful revegetation efforts upon final reclamation of the minesite. If the area being mined is a solid rock outcrop, or if the land surface is very rocky, then soil stockpiling is probably not possible. However, even the first few inches of undeveloped material is worth saving to aid in later revegetation efforts, and future regulatory release from reclamation requirements.

Should you wish to expand your operation beyond the five (5) acre limitation, please notify this office as soon as possible to discuss the necessary permitting requirements. Approval of a large mining notice could take from six to twelve months or longer.

Thank you for your cooperation. If you have any concerns regarding this letter, please contact me at (801) 538-5321. When in the area, a member of the Division staff will examine the site. Best wishes with your mining operation.

Sincerely,



Tom Munson
Senior Reclamation Specialist

jb
Enclosure: SMO Summary
cc: John Blake, SITLA (ML 48637-UM-OBA)
Jim Dykman, SHPO
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